



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James Paul McCarthy

Serial No.: 09/539,394

Filed: March 31, 2000

For: METHOD AND APPARATUS FOR CONTROLLING THE SPEED  
OF AN ENGINE WITH A HYBRID ELECTRIC VEHICLE

Attorney Docket No.: 199-1452 / FMC 1591 PUS

Group Art Unit: 3618

Examiner: Bridget D. Avery

**INFORMATION DISCLOSURE STATEMENT**

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Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and § 1.97-1.98, the references listed and identified on the attached Forms PTO/SB08A and SB08B are being submitted herewith for consideration by the Examiner.

The references listed were cited in a European Search Report, dated May 22, 2001; the Search Report is also enclosed. One reference, U.S. Patent No. 5,433,282, was previously submitted and considered by the Examiner.

While this Statement is being filed in compliance with the duty of disclosure, citation of the attached references is not to be construed as an admission that any of the reference(s) are "material" as defined under 37 C.F.R. § 1.56(b).

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

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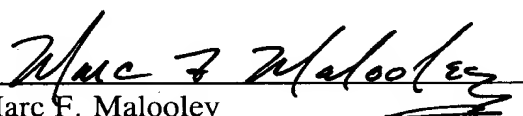
Marc F. Malooley  
Name of Person Signing

Signature

A copy of each reference listed on the attached Forms PTO/SB08A and SB08B is included herewith. Consideration and entry into the record of these references is respectfully requested.

Respectfully submitted,

**James Paul McCarthy**

By:   
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Reg. No. 50,624  
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Date: September 19, 2003

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Substitute for Form 1449B/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(use as many sheets as necessary)*

**Complete if Known**

<b>Application Number</b>	09/539,394
<b>Filing Date</b>	March 31, 2000
<b>First Named Inventor</b>	James Paul McCarthy
<b>Group Art Unit</b>	3618
<b>Examiner Name</b>	Bridget D. Avery
<b>Attorney Docket Number</b>	199-1452 / FMC 1592 PUS

## OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.